

Inventor(s): Gary M. Gunderson
Appln. No.: To Be Assigned or Patent No.: _____
Filed: March 15, 2004 or Issued.: _____
Title: SYSTEM AND METHOD OF PLANAR POSITIONING

(Atty. Dkt.
044182-308762
M# / Client Ref.

SMALL ENTITY STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(d) and 1.27 (c)) - **SMALL BUSINESS CONCERN**

I hereby state that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern or empowered to act on behalf of the concern identified below:

NAME OF CONCERN Applied Precision, LLC

ADDRESS OF CONCERN 1040 12th Avenue N.W., Issaquah, Washington 98027-8929

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention **entitled: SYSTEM AND METHOD OF PLANAR POSITIONING by inventor(s) Gary M. Gunderson** described in

x → ☒ the specification filed herewith,
one → ☐ Application No. _____, filed
box → ☐ Patent No. ____, issued

If the rights held by the above identified small business concern are not exclusive, each small entity individual, concern or organization having rights to the invention is listed in (A) and (B) below and no rights to the invention are held by any person, other than the inventor, who could not qualify under 37 CFR 1.9(c) as an independent inventor if that person had made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

(A) FULL NAME of assignee/licensee/grantee/conveyee* Applied Precision, LLC

ADDRESS 1040 12th Avenue N.W., Issaquah, Washington 98027-8929

☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

(B) FULL NAME of assignee/licensee/grantee/conveyee*

ADDRESS

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

*NOTE: Separate statement is required from each person, concern or organization named in (A) and (B) above having rights to the invention, averring to his/her/its status as a small entity. (37 CFR 1.27)

I acknowledge the duty to file, in this case, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Victor J. Castellucci, Reg. No. 43,535

TITLE OF PERSON OTHER THAN OWNER Attorney for Applicant

ADDRESS OF PERSON SIGNING 11682 El Camino Real, Suite 200, San Diego, California 92130

SIGNATURE

Victor J. Castellucci

DATE

03-15-04